

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

KENNETH FITZGERALD

Plaintiff,

v.

HYUNDAI MOTOR COMPANY, *et al.*,

Defendants.

Case No. 2:15-cv-01580-RFB-CWH

ORDER ACCEPTING REPORT &
RECOMMENDATION OF MAGISTRATE
JUDGE CARL W. HOFFMAN

Before the Court for consideration is the Report and Recommendation (ECF No. 21) of the Honorable Carl W. Hoffman, United States Magistrate Judge, entered February 23, 2016.

A district court “may accept, reject, or modify, in whole or in part, the findings or recommendations made by the magistrate.” 28 U.S.C. § 636(b)(1). A party may file specific written objections to the findings and recommendations of a magistrate judge. 28 U.S.C. § 636(b)(1); Local Rule IB 3-2(a). When written objections have been filed, the district court is required to “make a *de novo* determination of those portions of the report or specified proposed findings or recommendations to which objection is made.” 28 U.S.C. § 636(b)(1); *see also* Local Rule IB 3-2(b). Where a party fails to object, however, a district court is not required to conduct “any review,” *de novo* or otherwise, of the report and recommendations of a magistrate judge. *Thomas v. Arn*, 474 U.S. 140, 149 (1985). Pursuant to Local Rule IB 3-2(a), objections were due by March 11, 2016. No objections have been filed. The Court has reviewed the record in this case and concurs with the Magistrate Judge’s recommendation.

1 **IT IS THEREFORE ORDERED** that the Report and Recommendation (ECF No. 21) is
2 **ACCEPTED and ADOPTED in full.**

3 **IT IS ORDERED** that Plaintiff Kenneth Fitzgerald's case be dismissed, without prejudice.

4 **IT IS FURTHER ORDER** that the Clerk of Court shall serve this Order on the person(s)
5 and respective addresses noted in the Report and Recommendation. The Clerk shall enter judgment
6 accordingly and close the case.

7 DATED this 23rd day of March, 2016.

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RICHARD F. BOULWARE, II
UNITED STATES DISTRICT JUDGE